

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
TYLER DIVISION**

**SOVERAIN SOFTWARE LLC,**

**Plaintiff,**

**v.**

**Case No. 6:07-CV-00511-LED**

**CDW CORPORATION,**

**NEWEGG INC.,**

**REDCATS USA, INC.**

**SYSTEMAX INC.,**

**ZAPPOS.COM, INC.,**

**REDCATS USA, L.P.,**

**THE SPORTSMAN'S GUIDE, INC.,**

**AND**

**TIGERDIRECT, INC.,**

**Defendants.**

**AGREED MOTION TO MODIFY PAGE LIMITS  
WITH RESPECT TO MOTION IN LIMINE BRIEFING**

Plaintiff, Soverain Software LLC, submits this Agreed Motion to Modify Page Limits with Respect to Motion in Limine Briefing and respectfully shows:

This patent case involves three patents and a substantial number of claims. Soverain plans to file an in limine motion with three supporting briefs.

1. While Soverain's omnibus motion and its three supporting briefs encompass twenty-nine in limine issues, the motion and its three supporting briefs are, collectively, 30 pages in length, and exceed the 15-page limit of L.R. CV-7(a)(2) by 15 pages.

2. Soverain has made every effort to be succinct and efficient with respect to the length of its motion and supporting briefs, but believes that the additional pages are essential adequately and properly to present grounds for each of the in limine issues with respect to the three patents in this action.

3. Newegg and Soverain have conferred with respect to the subject matter of this motion and have agreed to request that the Court modify the overall page limits for nondispositive briefing in this case as follows:

(1) Soverain's in limine motion and supporting briefs shall not exceed 30 pages collectively, excluding attachment of the Proposed Order;

(2) Newegg's responses to Soverain's in limine motion and supporting briefs shall not exceed 30 pages collectively, excluding attachments.

WHEREFORE, Plaintiff, Soverain Software LLC, respectfully requests that the Court modify the page limits for nondispositive briefing in this case as set forth above.

**PRIVILEGED AND CONFIDENTIAL DRAFT**

**1/11/2010**

Dated: January 11, 2010

Respectfully submitted,

/s/ Thomas L. Giannetti (with permission)

Kenneth R. Adamo  
State Bar No. 00846960  
Lead Attorney  
Email: kradamo@jonesday.com  
JONES DAY  
2727 North Harwood Street  
Dallas, Texas 75201-1515  
Telephone: 214-220-3939  
Facsimile: 214-969-5100

Thomas L. Giannetti  
NY Attorney Reg. No. 1632819  
Email: tlgiannetti@jonesday.com  
Ognian V. Shentov  
NY Attorney Reg. No. 2867737  
Email: ovshentov@jonesday.com  
Barry R. Satine  
NY Attorney Reg. No. 1450220  
Email: barryrsatine@jonesday.com  
JONES DAY  
222 East 41<sup>st</sup> Street  
New York, New York 10017-6702  
Telephone: 212-326-3939  
Facsimile: 212-755-7306

Jennifer Seraphine  
CA Attorney Reg. No. 245463  
Email: jseraphine@jonesday.com  
JONES DAY  
555 California Street, 26th Floor  
San Francisco, CA 94104

ATTORNEYS FOR PLAINTIFF

**CERTIFICATE OF SERVICE**

This is to certify that on January 11, 2010, a true and correct copy of the foregoing document and its attachment has been served on all counsel of record via the court's ECF system.

/s/ Thomas L. Giannetti  
Thomas L. Giannetti

**CERTIFICATE OF CONFERENCE**

This is to certify that counsel for the parties participated in conferences regarding the subject matter of this motion on January 11, 2010, as required by Local Rule CV-7(h) and agreed to the subject matter of this motion.

/s/ Thomas L. Giannetti  
Thomas L. Giannetti